

## CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein in the place nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS  
NICHOLAS MERRILL

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)  
Jonathan Manes & David A. Schulz (Media Freedom and Information  
Access Clinic, Yale Law School; P.O. Box. 208215,  
New Haven, CT 06520; (203) 432-9387)

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE  
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

U.S. Const. amend I.; 18 U.S.C. §§ 2709 and 3511 (Injunction prohibiting speech regarding National Security Letter is unlawful)

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No  Yes  Judge Previously Assigned **Judge Victor Marrero**

If yes, was this case Vol.  Invol.  Dismissed. No  Yes  If yes, give date Jul. 30, 2010 & Case No. 04 Civ. 2614 (VM)

IS THIS AN INTERNATIONAL ARBITRATION CASE? No  Yes

(PLACE AN [x] IN ONE BOX ONLY)

### NATURE OF SUIT

CONTRACT		PERSONAL INJURY	
<input type="checkbox"/>	110 INSURANCE	<input type="checkbox"/>	310 AIRPLANE
<input type="checkbox"/>	120 MARINE	<input type="checkbox"/>	315 AIRPLANE PRODUCT LIABILITY
<input type="checkbox"/>	130 MILLER ACT	<input type="checkbox"/>	320 ASSAULT, LIBEL & SLANDER
<input type="checkbox"/>	140 NEGOTIABLE INSTRUMENT	<input type="checkbox"/>	330 FEDERAL EMPLOYERS' LIABILITY
<input type="checkbox"/>	150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT	<input type="checkbox"/>	340 MARINE
<input type="checkbox"/>	151 MEDICARE ACT	<input type="checkbox"/>	345 MARINE PRODUCT LIABILITY
<input type="checkbox"/>	152 RECOVERY OF DEFANTED STUDENT LOANS (EXCL VETERANS)	<input type="checkbox"/>	350 MOTOR VEHICLE
<input type="checkbox"/>	153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS	<input type="checkbox"/>	355 MOTOR VEHICLE PRODUCT LIABILITY
<input type="checkbox"/>	160 STOCKHOLDERS SUITS	<input type="checkbox"/>	360 OTHER PERSONAL INJURY
<input type="checkbox"/>	190 OTHER CONTRACT	<input type="checkbox"/>	362 PERSONAL INJURY MED MALPRACTICE
<input type="checkbox"/>	195 CONTRACT PRODUCT LIABILITY	ACTIONS UNDER STATUTES	
<input type="checkbox"/>	196 FRANCHISE	CIVIL RIGHTS	
REAL PROPERTY			
<input type="checkbox"/>	210 LAND	<input type="checkbox"/>	440 OTHER CIVIL RIGHTS (Non-Prisoner)
<input type="checkbox"/>	220 CONDEMNATION	<input type="checkbox"/>	441 VOTING
<input type="checkbox"/>	230 FORECLOSURE	<input type="checkbox"/>	442 EMPLOYMENT
<input type="checkbox"/>	230 RENT LEASE & EJECTMENT	<input type="checkbox"/>	443 HOUSING/ACCOMMODATION
<input type="checkbox"/>	240 TORTS TO LAND	<input type="checkbox"/>	445 AMERICANS WITH DISABILITIES - EMPLOYMENT
<input type="checkbox"/>	245 TORT PRODUCT LIABILITY	<input type="checkbox"/>	446 AMERICANS WITH DISABILITIES -OTH
<input type="checkbox"/>	290 ALL OTHER REAL PROPERTY	<input type="checkbox"/>	448 EDUCATION

## ACTIONS UNDER STATUTES

<p><b>BANKRUPTCY</b></p> <p>[ ] 422 APPEAL 28 USC 158</p> <p>[ ] 423 WITHDRAWAL 28 USC 157</p> <p><b>PROPERTY RIGHTS</b></p> <p>[ ] 820 COPYRIGHTS</p> <p>[ ] 830 PATENT</p> <p>[ ] 840 TRADEMARK</p> <p><b>SOCIAL SECURITY</b></p> <p>[ ] 861 HIA (1395ff)</p> <p>[ ] 862 BLACK LUNG (923)</p> <p>[ ] 863 DIWC/DIWW (405(g))</p> <p>[ ] 864 SSDI TITLE XVI</p> <p>[ ] 865 RSI (405(g))</p> <p><b>FEDERAL TAX SUITS</b></p> <p>[ ] 870 TAXES (U.S. Plaintiff or Defendant)</p> <p>[ ] 871 IRS-THIRD PARTY 26 USC 7609</p>	<p><b>OTHER STATUTES</b></p> <p>[ ] 375 FALSE CLAIMS</p> <p>[ ] 400 STATE REAPPORTIONMENT</p> <p>[ ] 410 ANTITRUST</p> <p>[ ] 430 BANKS &amp; BANKING</p> <p>[ ] 450 COMMERCE</p> <p>[ ] 460 DEPORTATION</p> <p>[ ] 470 RACKETEER INFLUENCED &amp; CORRUPT ORGANIZATION ACT (RICO)</p> <p>[ ] 480 CONSUMER CREDIT</p> <p>[ ] 490 CABLE/SATELLITE TV</p> <p>[ ] 850 SECURITIES/ COMMODITIES/ EXCHANGE</p> <p>[ ] 890 OTHER STATUTORY ACTIONS</p> <p>[ ] 891 AGRICULTURAL ACTS</p> <p>[ ] 893 ENVIRONMENTAL MATTERS</p> <p>[ ] 895 FREEDOM OF INFORMATION ACT</p> <p>[ ] 896 ARBITRATION</p> <p>[ ] 899 ADMINISTRATIVE PROCEDURE ACT/REVIEW OF APPEAL OF AGENCY DECISIONS</p> <p>[ ] 950 CONSTITUTIONALITY OF STATE STATUTES</p>
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*Check if demanded in complaint:*

CHECK IF THIS IS A CLASS ACTION  
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.? IF SO, STATE:

JUDGE \_\_\_\_\_ DOCKET NUMBER \_\_\_\_\_

(PLACE AN x IN ONE BOX ONLY)

<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from (Specify District)	<input type="checkbox"/> 6 Multidistrict Litigation	<input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge Judgment
<input type="checkbox"/> a. all parties represented <input type="checkbox"/> b. At least one party is pro se.						

(PLACE AN x IN ONE BOX ONLY)

1 U.S. PLAINTIFF  2 U.S. DEFENDANT  3 FEDERAL QUESTION  4 DIVERSITY  
(U.S. NOT A PARTY)

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.

## CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF [ ]1	DEF [ ]1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF DEF [ ]3 [ ]3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF [ ]5	DEF [ ]5
CITIZEN OF ANOTHER STATE	[ ]2	[ ]2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[ ]4 [ ]4	FOREIGN NATION	[ ]6	[ ]6

## PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Nicholas Merrill  
 287 Spring Street  
 New York, NY 10013  
 (New York County)

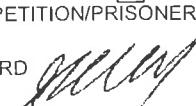
## DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

Eric Holder, Jr., Attorney General of the United States, United States Department of Justice, 950 Pennsylvania Ave., N.W., Washington, D.C. 20530; James B. Comey, Director of the FBI, Federal Bureau of Investigation, 935 Pennsylvania Ave., N.W., Washington, D.C. 20535.

## DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO:  WHITE PLAINS  MANHATTAN  
 (DO NOT check either box if this a PRISONER PETITION/PRISONER CIVIL RIGHTS COMPLAINT.)

DATE 12/ /2014 SIGNATURE OF ATTORNEY OF RECORD 

ADMITTED TO PRACTICE IN THIS DISTRICT

 NO YES (DATE ADMITTED Mo. July Yr. 2009)  
 Attorney Bar Code # JM-3238

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge \_\_\_\_\_ is so Designated.

Ruby J. Krajick, Clerk of Court by \_\_\_\_\_ Deputy Clerk, DATED \_\_\_\_\_.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)